GOVERNMENT OF ANDHR PRADESH
ABSTRACT

EFS & T – Sri B.V.A. Krishna Murthy, Deputy Conservator of Forests (State cadre) - Departmental Proceedings under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal Rules 1991) - Article of charge - Issued.

==========

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (Sec.IV) DEPARTMENT

G.O.RT.No. 63 Dated: 09-05-2018

ORDER:

It is proposed to hold an enquiry against Sri B.V.A.Krishna Murthy, Deputy Conservator of Forests (State cadre) working as Forest Utilisation Officer , O/o Prl.Chief Conservator of Forests, (HOFF), AP, Guntur in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules 1991.

2) The substance of the imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A list of documents by which, and a list of witnesses by whom, the article of charge are proposed to be sustained are also enclosed (Annexure - II & III).

3) Sri B.V.A.Krishna Murthy, Deputy Conservator of Forests (State cadre) is directed to submit a written statement of his defence within 10 days of the receipt of this order.

4) Sri B.V.A.Krishna Murthy, Deputy Conservator of Forests (State cadre) is informed that an enquiry will be held only in respect of those articles of charge as are not admitted. He is therefore specifically admit or deny each article of charge.

5) Sri B.V.A.Krishna Murthy, Deputy Conservator of Forests (State cadre) is further informed that if he does not submit his written statement of defence on or before the date specified in Para - 3 above further action will be processed based on material evidence available.

6) Attention of Sri B.V.A.Krishna Murthy, Deputy Conservator of Forests (State cadre) is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct Rules 1964) under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings it will be presumed that Sri B.V.A.Krishna Murthy, Deputy Conservator of Forests (State cadre) is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules 1964.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.ANANTHA RAMU
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri B.V.A.Krishna Murthy, Deputy Conservator of Forests) (State Cadre)
(Through the Prl. Chief Conservator of Forests, (HOFF), Andhra Pradesh, Guntur)

Copy to:
The Principal Chief Conservator of Forests, (HoFF), Andhra Pradesh, Guntur. He is requested to serve this Order on the individual, obtain his dated acknowledgement on the duplicate copy and submit the same to Government immediately.
The General Administration (SC.C) Department.
The Environment, Forests, Science & Technology (Sec.V) Department.

//forwarded :: by order//

SECTION OFFICER

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SRI B.V.A.KRISHNA MURTHY, DEPUTY CONSERVATOR OF FORESTS (STATE CADRE) COMMITTED THE FOLLOWING IRREGULARITIES.

Sri B.V.A. Krishnamurthy, Deputy Conservator of Forests (State cadre) working as Forest Utilisation Officer for the period from 01.01.2016 to till date. During the said period he has grossly neglected his legitimate duties as mentioned in the following Articles.

ARTICLE-I	:	That Sri B.V.A. Krishnamurthy, Deputy Conservator of Forests (State cadre) working as Forest Utilization Officer exhibited grave misconduct by behaving in a manner which is unbecoming of Government employee by putting signed representation by himself directly to the Union Public Service Commission without routing through proper channel, thereby violated the Rule:3 of the AP Civil Services (Conduct) Rules 1964 by causing embarrassment to A.P. State Government
ARTICLE-II		That Sri B.V.A. Krishnamurthy, Deputy Conservator of Forests (State cadre) working as Forest Utilization Officer, had also exhibited grave misconduct by raising the baseless allegation and criticism against the Prl.Chief Conservator of Forests (HoFF), Government of Telangana in the representation dated:01.01.2018 by using the expression of "Vested interest" and thereby violated the Rule 17 of the AP Civil Services (Conduct) Rules 1964.
ARTICLE-III		That Sri B.V.A. Krishnamurthy, Deputy Conservator of Forests (State cadre) working as Forest Utilization Officer, had also exhibited grave misconduct attempting to bring extraneous influence through representation dated:01.01.2018 to bear upon the authority for the furtherance of his interests and thereby violated the Rule 24 of the AP Civil Services (Conduct) Rules 1964.

G.ANANTHA RAMU
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE –I

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF ARTICLE OF CHARGE FRAMED AGAINST SRI B.V.A.Krishnamurthy , Deputy Conservator of Forests (State cadre)

Sri B.V.A. Krishnamurthy, Deputy Conservator of Forests (State cadre), working as Forest Utilisation Officer, AP, Guntur for the period from 01.01.2016 to till date. During the said period he has grossly neglected his legitimate duties as mentioned in the following Articles.

ARTICLE-I : That Sri B.V.A. Krishnamurthy, Deputy Conservator of Forests (State cadre) working as Forest Utilization Officer exhibited grave misconduct by behaving in a manner which is unbecoming of Government employee by putting signed representation by himself directly to the Union Public Service Commission without routing through proper channel, thereby violated the Conduct Rule:3 of the AP Civil Services (Conduct) Rules 1964 by causing embarrassment to A.P. State Government

Basis of Charge -I:

Based on the report of the Prl. Chief Conservator of Forests, (Head of Forest Force), Telangana, Hyderabad, it is noted that Sri B.V.A. Krishna Murthy, Dy.CF has put in signed representation dated:01.01.2018 by himself directly to the Union Public Service Commission without routing through proper channel and thereby caused embarrassment and violated the Rule 3 of the AP Civil Services (Conduct) Rules 1964. As per the said Rule 3, every Government employee shall be devoted to his duty and shall maintain absolute integrity, discipline, impartiality and a sense of propriety. No Government employee shall behave in a manner which is unbecoming of such employee or derogatory to the prestige of Government. No Government employee shall act in a manner which will place his official position under any kind of embarrassment.

Thus Sri B.V.A. Krishnamurthy, Deputy Conservator of Forests (State cadre) had violated the sub rules (1), (2) and (3) of the Rule 3 of A.P. Civil Services (Conduct) Rules,1964 and hence the charge.

ARTICLE-II That Sri B.V.A. Krishnamurthy, Deputy Conservator of Forests (State cadre) working as Forest Utilization Officer, had also exhibited grave misconduct by raising the baseless allegation and criticism against the Prl.Chief Conservator of Forests (HoFF) of Telangana in the representation dated :01.01.2018 by using the expression of "Vested interest" and thereby violated the Rule 17 of the AP Civil Services (Conduct) Rules 1964.

Basis of Charge -II:

The Prl. Chief Conservator of Forests, (Head of Forest Force), Government of Telangana, Hyderabad has reported that Sri B.V.A. Krishna Murthy, Dy.CF (State cadre) in his representation dt.01.01.2018 stated that "the name of Sri B. Saidulu, Dy.CF, Government of Telangana was deliberately included in the Select Lists with the vested interest by PCCF of Telangana" which is highly objectionable. The Prl.Chief Conservator of Forests (HoFF), Government of Telangana has further informed that an employee using such expression against the Head of the Department of a different state tantamount to gross indiscipline and requires to be dealt with sternly.

Sri B.V.A. Krishna Murthy exhibited grave misconduct and caused embarrassment by writing the above objectionable criticism about the Prl.Chief Conservator of Forests, (Head of the Forest Force), of adjoining state Telangana.

Thus Sri B.V. A. Krishnamurthy, Deputy Conservator of Forests (State cadre) had violated the Sub rule (1) & (2) of the Rule 17 of A.P. Civil Services (Conduct) Rules,1964.

ARTICLE-III That Sri B.V.A. Krishnamurthy, Deputy Conservator of Forests (State cadre) working as Forest Utilization Officer, had also exhibited grave misconduct attempting to bring extraneous influence through representation dated:01.01.2018 to bear upon the authority for the furtherance of his interests and thereby violated the Rule 24 of the AP Civil Services (Conduct) Rules 1964.

Basis of Charge -III:

The Prl. Chief Conservator of Forests, (Head of Forest Force), Telangana, Hyderabad has informed that Sri B.V.A. Krishna Murthy, Dy.CF in his representation dt.01.01.2018 has stated that "the name of Sri B.Saidulu, Dy.CF, Government of Telangana was deliberately included in the Select Lists with the vested interest by PCCF of Telangana" which is highly objectionable. The Prl.Chief Conservator of Forests (HoFF), Government of Telangana has further informed that an employee using such expression against the Head of the Department of a different state tantamount to gross indiscipline and requires to be dealt with sternly. As per Rule 24 (1) of A.P. Civil Services (Conduct) Rules, 1964 : No Government Employee shall bring or attempt to bring any extraneous influence to bear upon any authority for furtherance his interests. As per Rule 24 (3) of A.P. Civil Services (Conduct) Rules, 1964 : It will be improper for a Government employee who makes any representation to the competent authority through the proper channel, to bother the higher authorities with advance copies there of : Provided that a Government employee may send a copy of any representation made to the competent authority through the proper channel, direct to the higher authorities if the representation is made after exhausting such of the statutory remedies as were open to him and after receiving intimation that his representation has been withheld.

Thus, Sri B.V. A. Krishnamurthy, Deputy Conservator of Forests (State cadre) had violated the sub rule (3) read with sub rule (1) Rule 24 of A.P. Civil Services (Conduct) Rules,1964.

G.ANANTHA RAMU
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE – II

List of documents by which Article of charge framed against Sri B.V.A.Krishna Murthy, Deputy Conservator of Forests (State cadre) are proposed to be sustained.

1) Prl.CCF, (HoFF), Telangana, Hyderabad D.O. Lr.No. 1643/ 2015/Admn-1, dt.12.04.2018; and

2) Representation dated : 01.01.2018 by Sri B.V.A. Krishna Murthy, Deputy Conservator of Forests (State cadre)

G.ANANTHA RAMU
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE – III

List of witnesses by whom article of charge framed against Sri B.V.A.Krishna Murthy, Deputy Conservator of Forests (State cadre) are proposed to be sustained.

1. Sri P.K.Jha, IFS., Prl. Chief Conservator of Forests (Head of Forest Force), Telangana, Hyderabad.

G.ANANTHA RAMU
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

SECTION OFFICER